

At a regular meeting of the Board of County Commissioners for Elbert County, State of Colorado, held at the Elbert County Fairgrounds-Agricultural Building in Kiowa on Wednesday, the 10th day of March, 2021, there were present:

Christopher Richardson Chair Grant Thayer Vice Chair

Rick Pettit Commissioner

Amanda Moore Deputy Clerk to the Board

When the following proceedings, among others were had and done, to wit:

APPROVE RESOLUTION 21-15

<u>SU-20-0068 ROCK BOTTOM PROPANE</u>. A REQUEST TO ALLOW FOR A SPECIAL USE BY REVIEW TO OPERATE A BULK PROPANE STORAGE FACILITY ON APPROXIMATELY 60.15 ACRES LOCATED AT 13618 COUNTY ROAD 166, KIOWA.

WHEREAS, the applicant, Tom Maroney, has submitted an application (Case No. SU-20-0068) requesting approval of a Special Use by Review to operate a bulk propane storage facility on approximately 60.15 acres located at 13618 County Road 166, Kiowa; and

WHEREAS, the proposed project is located in Section 11, Township 7 South, Range 63 West of the 6th Principal Meridian in Elbert County; and

WHEREAS, the Community and Development Services Department and the Planning Commission made the following Findings related to the applications:

- 1. The proposal is in general conformance with the Elbert County Comprehensive Plan; and
- 2. The proposal meets the criteria for approval in the Elbert County Zoning Regulations; and
- 3. The Elbert County Subdivision Regulations are not applicable to this application; and
- 4. The proposed land use is compatible with existing and allowable land uses in the surrounding area; and
- 5. The proposed land use will not result in significant impact to the health, safety, and welfare of the residents and landowners of the surrounding area.

WHEREAS, on February 16, 2021, the Planning Commission held a public hearing on this application. At the hearing there were presentations by Staff and the applicant, and public comment was solicited. On a vote of 6 to 0 the Planning Commission forwarded their recommendations to the Board of County Commissioners for their consideration; and

WHEREAS, the Board of County Commissioners, having found that this hearing was properly

noticed, and having reviewed the recommendations of the Planning Commission, and having reviewed the documentation of the applicant, and having listened to all public comment, and being fully advised in the premise.

BE IT THEREFORE RESOLVED, the Board of County Commissioners does hereby approve SU-20-0068 ROCK BOTTOM PROPANE SUR with conditions of approval to include:

- 1. The applicant will be required to remove the Public Hearing sign within seven (7) days of a decision by the Board of County Commissioners.
- 2. The Special Use by Review shall not become effective until all fees are paid, conditions of approval are met, and the Special Use by Review Exhibit is recorded.
- 3. Recordation of all appropriate documentation to occur within 180 days of approval by the Board of County Commissioners.
- 4. The applicant will receive the appropriate building permits for each of the three (3) propane storage tanks at the time of installation.
- 5. A commercial well permit shall be obtained if water is to be used for the commercial uses associated with this bulk propane storage facility.
- All outdoor lighting fixtures will be properly shielded from adjoining and adjacent 6. properties and any street right-of-way.
- 7. The Elbert County Zoning Compliance Official is to verify that all conditions of approval are met prior to operation.
- 8. The Kiowa Fire Department recommendations will be followed.

Upon a motion duly made and seconded, the foregoing resolution was adopted by the following vote:

CHRISTOPHER RICHARDSON

GRANT THAYER

ATTEST: AMANDA MOORE

BY:

DEPUTY COUNTY CLERK

Deputy Clerk to the Board